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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/775,591	02/05/2001	Kazunori Ukigawa	Q62966	9264
7590 11/12/2008 SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC Suite 800 2100 Pennsylvania Avenue, N.W. Washington, DC 20037-3213			EXAMINER BORLINGHAUS, JASON M	
			ART UNIT 3693	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: KAZUNORI UKIGAWA and HIROKI YAMASHITA

Application No. 09/775,591
Technology Center 3600

Mailed: November 12, 2008

Before Deborah L. Perry, *Supervisory Paralegal Specialist*.
Perry, *Supervisory Paralegal Specialist*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on October 14, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

AMENDED APPEAL BRIEF

Appellant(s) filed An Amended Appeal Brief dated September 29, 2008. There is no indication on the record that the Examiner has considered the above Amended Appeal Brief.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) consider and acknowledge the Amended Appeal Brief filed September 29, 2008, as required. If the Amended Appeal Brief was filed to add the missing appendix heading and required statement and there are no new arguments or issues, the Examiner may consider and/or acknowledge the Amended Appeal Brief on a PTOL-90; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DPV

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